

10400 Eaton Place  
Suite 312  
FAIRFAX, VA  
Phone: (703) 385-5200  
Fax: (703) 385-5080

RECEIVED  
CENTRAL FAX CENTER  
JUL 20 2005

KEATING & BENNETT LLP

# Fax

**To:** Examiner R. Booth

**From:** Peter M. Medley

**Fax:** 571-273-8300

**Date:** July 20, 2005

**Phone:** 571-272-1668

**Pages:** 3

**Re:** 70404.13/ok

**CC:**

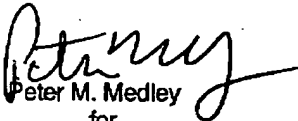
10/743,151

**•Comments:**

Examiner Booth,

Please find attached a response to Election of Species Requirement to be filed in the above-identified application.

Respectfully submitted,



Peter M. Medley  
for


KEATING & BENNETT, LLP  
(Registration No.: 56,125)

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being transmitted to Mail Stop Amendment, 571-273-8300 addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date: July 20, 2005

**RECEIVED**  
**CENTRAL FAX CENTER**  
**JUL 20 2005**

  
Sonia V. McVean

PATENT

70404.13/ok

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                                                                                                                                                                         |                                      |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|
| In re application of: Naoki MAKITA<br>Serial No.: 10/743,151<br>Filing Date: December 23, 2003<br>For: SEMICONDUCTOR DEVICE AND<br>METHOD FOR MANUFACTURING THE<br>SAME | Art Unit: 2812<br>Examiner: R. Booth |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|

**RESPONSE TO ELECTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Election Requirement issued on June 27, 2005, Applicant elects Embodiment 4: Figures 5A-6E, including Claims 22-33, 35-42, 44, 46, 47, 49, 52, and 62-67 for prosecution in the present application. Applicant respectfully submits that Claim 22 is generic. This election is made without traverse.

Applicant hereby reserves the right to file a Divisional Application to pursue prosecution of the non-elected Embodiments 1-3 and 5-9.

Serial No. 10/743,151  
Art Unit 2812  
July 20, 2005  
Page 2 of 2

Applicant respectfully submits that this application is in condition for allowance.  
Favorable consideration and prompt allowance of the present application are  
respectfully requested.

Date: July 20, 2005

  
Attorneys for Applicant

Joseph R. Keating  
Registration Number: 37,368

Christopher A. Bennett  
Registration Number: 46,710

Peter M. Medley  
Registration Number: 56,125

**KEATING & BENNETT, LLP**  
10400 Eaton Place, Suite 312  
Fairfax, Virginia 22030  
Telephone: (703) 385-5200  
Facsimile: (703) 385-5080